

<u>ORDER</u> 1 FOR GOOD CAUSE APPEARING, THE FOLLOWING IS HEREBY 2 **ORDERED:** 3 This action is hereby dismissed without prejudice pursuant to Fed.R.Civ.P. 4 41(a)(1)(A)(ii); 5 This dismissal is subject to and predicated upon the settlement agreement that 6 gave rise to this dismissal; 7 The parties will each bear their respective costs and attorneys' fees as incurred 3. 8 against one another in connection with this action; and 9 The Court will retain jurisdiction to enforce the terms of the settlement 4. 10 agreement entered into in this matter. 11 IT IS SO ORDERED. 12 13 DATED: December 15, 2016 14 15 By: Honorable Beverly R. O'Connell 16 United States District Court Judge 17 18 19 20 21 22 23 24 25 26 27 28